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Note verbale dated 27 February 2006 from the Permanent Mission of Finland to the United Nations addressed to the Chairman of the Committee

The Permanent Mission of Finland to the United Nations presents its compliments to the Chairman of the Committee and, with reference to the latter's letter dated 10 October 2005 and the note verbale of the Permanent Mission of Finland dated 5 December 2005, has the honour to transmit herewith additional information to the report of Finland (S/AC.44/2004/(02)/57/Add.1), pursuant to paragraph 4 of Security Council resolution 1540 (2004) (see annex). The additional information covers safeguarding biological weapons.

06-26114 (E) 100306

Annex to the note verbale dated 27 February 2006 from the Permanent Mission of Finland to the United Nations addressed to the Chairman of the Committee

OP 3 (a) and (b) - Account for/Secure/Physically protect BW including Related Materials

State: Finland
Date of Report:

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized ?	National legal framework		Enforcement: civil/criminal penalties, and others		Remarks
	YES	if YES, indicate source document	YES	if YES, indicate source document	
1 Measures to account for production	X	*Communicable Diseases Act 583/1986 (as amended), section 10; Communicable Diseases Decree 786/1986 (as amended); Occupational Safety and Health Act 738/2002 (as amended), section 40; Directive 2000/54/EC; Government Decision on the Protection of Workers from Risks related to Exposure to Biological Agents at Work (1155/1993); Ministry of Social Affairs and Health Decision on the classification of biological agents (229/1998)*	X	*Communicable Diseases Act 583/1986 (as amended), section 37; Occupational Safety and Health Act 738/2002 (as amended), section 63; Penal Code (39/1889 as amended), chapter 44, section 2 (Health protection violation), chapter 47, section 1 (Work safety offence)*	
2 Measures to account for use	X		X		
3 Measures to account for storage	X		X		
4 Measures to account for transport	X	*Communicable Diseases Act 583/1986 (as amended), section 33; Communicable Diseases Decree 786/1986 (as amended); Act on Protecting Plant Health (702/2003), section 7, and related decrees; Act on Animal Diseases (55/1980 as amended) and related decrees; Act on Veterinary Border Control (1192/1996 as amended) and related decrees*	X	*Communicable Diseases Act 583/1986 (as amended), section 37; Act on Protecting Plant Health (702/2003), section 29; Act on Animal Diseases (55/1980 as amended), section 23; Act on Veterinary Border Control (1192/1996 as amended), section 27; Penal Code (39/1889 as amended), chapter 44, section 2 (Health protection violation) and chapter 46, section 4 (Smuggling)*	
5 Other measures for accounting					

6	Measures to secure production	X	*Directive 2000/54/EC, Communicable Diseases Act (583/1986 as amended), section 10, Communicable Diseases Decree 786/1986 (as amended), Act on Protecting Plant Health (702/2003) and related decrees, Act on Animal Diseases (55/1980 as amended) and related decrees*	X	*Communicable Diseases Act 583/1986 (as amended), section 37, Penal Code (39/1889 as amended), chapter 44, section 2 (Health protection violation), Act on Protecting Plant Health (702/2003), section 29, Act on Animal Diseases (55/1980 as amended), section 23*
7	Measures to secure use	X		X	
8	Measures to secure storage	X		X	
9	Measures to secure transport	X	*Council Directives 94/55/EEC and 96/49/EEC, Communicable Diseases Act 583/1986 (as amended), section 33, Communicable Diseases Decree 786/1986 (as amended), Act on the Transport of Dangerous Goods (719/1994 as amended) and related decrees, Act on Protecting Plant Health (702/2003) and related decrees. Act on Animal Diseases (55/1980 as amended) and related decrees, Act on Veterinary Border Control (1192/1996 as amended) and related decrees*	X	*Act on the Transport of Dangerous Goods (719/1994 as amended), chapter 6, Act on Protecting Plant Health (702/2003), section 29, Act on Animal Diseases (55/1980 as amended), section 23, Act on Veterinary Border Control (1192/1996 as amended), section 27, Penal Code (39/1889 as amended), chapter 44, section 2 (Health protection violation), chapter 44, section 13 (Transport of dangerous substances offence) and chapter 46, section 4 (Smuggling). Finland is party to ADR and RID agreements*
10	Other measures for securing				
11	Regulations for physical protection of facilities/materials/ transports	X	*Act on the Transport of Dangerous Goods (719/1994 as amended) and related decrees*		*Act on the Transport of Dangerous Goods (719/1994 as amended), chapter 6, Penal Code (39/1889 as amended), chapter 44, section 13 (Transport of dangerous substances offence)*

12	Licensing/registration of facilities/persons handling biological materials	X	*Directive 2000/54/EC, Occupational Safety and Health Act 738/2002 (as amended), section 40, Government Decision on the Protection of Workers from Risks related to Exposure to Biological Agents at Work (1155/1993), Communicable Diseases Act 583/1986 (as amended), section 10, Communicable Diseases Decree 786/1986 (as amended), Act on Protecting Plant Health (702/2003), chapter 2, Act on Animal Diseases (55/1980 as amended) and related decrees*	X	*Communicable Diseases Act 583/1986 (as amended), section 37, Act on Protecting Plant Health (702/2003), section 29, Act on Animal Diseases (55/1980 as amended), section 23, Occupational Safety and Health Act 738/2002 (as amended), section 63; Penal Code (39/1889 as amended), chapter 44, section 2 (Health protection violation), chapter 47, section 1 (Work safety offence)*	
13	Reliability check of personnel					
14	Measures to account for/secure/ physically protect means of delivery	X	Firearms Act (1/1998)	X	*Firearms Act (1/1998 as amended), sections 101-104*	

15	Regulations for genetic engineering work	X	*Gene Technology Act (377/1995) (as amended), Government Decree on Gene Technology (928/2004) (as amended); Ministry of Social Affairs and Health Decrees on the deliberate release of genetically modified organisms (110/2005); on the differentiated procedure related to the deliberate release of genetically modified organisms (90/2005); on the inspection procedure under the Gene Technology Act (184/2005); on the principles of the risk assessment of contained use of genetically modified organisms, on the classification of contained use as well as on containment and other protective measures (1053/2005); Act on the Implementation of the Provisions of a Legislative Nature in the Cartagena Protocol on Biosafety to the Convention on Biological Diversity (578/2004); and Decree of the President of the Republic on its Entry into Force (130/2004); EC Regulations 1829/2003, 1946/2003, 1830/2003 and 258/97; Directive 90/219/EEC, Directive 2001/18/EC*	X	*Gene Technology Act (377/1995 as amended), section 42, Penal Code (39/1889 as amended), chapter 34, section 4 (Health Endangerment), chapter 44, section 9 (Genetic Technology Offence)*	
16	Other legislation/ regulations related to safety and security of biological materials	X	Directive 89/391/EC			

17	Other			X	*National reporting system for human infectious diseases established by the Act on Communicable Diseases (583/1986 as amended), section 23, and for animal infectious diseases by Act on Animal Diseases (55/1980 as amended), section 6. National Public Health Institute maintains the National Infectious Diseases Register according to the Act on Communicable Diseases, sections 6, 23 and 23a. The Finnish Defence Forces and the National Public Health Institute have established a Centre for Excellence for Biological Preparedness n 2005*	